APPEAL NO. 031112 FILED JUNE 18, 2003

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB
CODE ANN. § 401.001 et seq. (1989 Act). A contested case hearing was held on Apri
9, 2003. The hearing officer resolved the disputed issue by deciding that the
compensable injury of, does not include an injury to the cervical spine
but does include a strain injury to the lumbar spine. The appellant (claimant) appealed
disputing the determination that the compensable injury does not include an injury to the
cervical spine and disputing the finding that he did not sustain disc herniation in or as a
result of the compensable injury. The respondent (carrier) responded, urging
affirmance.

DECISION

Affirmed.

The hearing officer did not err in determining that the claimant's compensable injury of _______, does not include an injury to the cervical spine but does include a strain injury to the lumbar spine. Extent of injury is a question of fact. It was for the hearing officer, as the trier of fact, to resolve the conflicts and inconsistencies in the evidence and to determine what facts had been established. Garza v. Commercial Insurance Company of Newark, New Jersey, 508 S.W.2d 701 (Tex. Civ. App.-Amarillo 1974, no writ). This is equally true regarding medical evidence. Texas Employers Insurance Association v. Campos, 666 S.W.2d 286 (Tex. App.-Houston [14th Dist.] 1984, no writ). In view of the evidence presented, we cannot conclude that the hearing officer's determination is so against the great weight and preponderance of the evidence as to be clearly wrong or manifestly unjust. Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986).

We affirm the decision and order of the hearing officer.

The true corporate name of the insurance carrier is **AMERICAN HOME ASSURANCE COMPANY** and the name and address of its registered agent for service of process is

CORPORATION SERVICE COMPANY 800 BRAZOS, SUITE 750, COMMODORE 1 AUSTIN, TEXAS 78701.

	Margaret L. Turner Appeals Judge
CONCUR:	
Judy L. S. Barnes Appeals Judge	
Gary L. Kilgore Appeals Judge	